

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 6755 of 1986

Date of decision: 1-10-1996

For Approval and Signature

The Hon'ble Mr. Justice S. K. KESHOTE

1. Whether Reporters of Local papers may be allowed to see the judgment?
2. To be referred to the Reporter or not?
3. Whether their Lordships wish to see the fair copy of the judgment?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 or any order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

JAYHIND AGRICO

Versus

INDUSTRIES COMMISSIONER & CENTRAL PURCHASING OFFICER

Appearance:

None present for Petitioner
N.D. Gohil for Respondent No. 1, 4
None present for Respondent No. 2
MR PK JANI for Respondent No. 3

CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 01/10/96

ORAL JUDGEMENT

Perused the papers of special civil application
and heard the learned counsel for the respondents.

Prayer has been made by the petitioner for issue
of a writ quashing and setting aside the decision and
consequent action taken by respondent No.1 in the matter
of acceptance of tenders of respondents No.2 and 3 for

Powrahs to the extent to which the petitioner has been unlawfully discriminated in the special category of Powrahs. The counsel for respondent No.3 states that the contract was given to respondent No.3 and that has already been completed. This court has not granted interim relief and as such the contract had to be completed. In view of the fact that the contract has been completed by respondents No.2 and 3 no relief of the nature as prayed for by the petitioner can be granted by this court. In case the petitioner considers that he has been unlawfully discriminated then at the most he may claim for damages by filing suit before appropriate civil court. Sitting under Article 226 of the Constitution of India this court will not record evidence and decide such issues.

2. In the result this special civil application fails and the same is dismissed. Rule discharged. No order as to costs.

.....